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1634-

PATENT  
ATTORNEY DOCKET NO. 44921-5028

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Darci T. HORNE *et al.*

Application No.: 09/880,107

Filed: June 14, 2001

For: GENE EXPRESSION PROFILES IN  
LIVER CANCER

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)  
)  
) Group Art Unit: 1634  
)  
) Examiner: Chakrabarti, A.K.  
)  
)  
)

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

**AMENDMENT TRANSMITTAL FORM**

1. Transmitted herewith is an Amendment responding to the Office Action dated June 3, 2003, the period for response to which extends through October 3, 2003, with a petition for a one-month extension of time.

2. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- ☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

Total Months Requested

☒ one month

Fee for Extension

\$ 55.00 (small entity)

If an additional extension of time is required, please consider this a Petition therefor.

3. Constructive Petition

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit

Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

4. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	24	minus	26	0	x \$18 each=	+ \$
Independent Claims (37 C.F.R. §1.16(b))	10	minus	17	0	x \$86 each=	+ \$
[ ] First presentation of Multiple dependent claim(s)					\$290.00	+ \$ 290.00
SUB-TOTAL =						\$290.00
Reduction by ½ for filing by a small entity						- \$145.00
TOTAL FEE =						\$ 145.00

5. Fee Payment

- ☒ The Commissioner is hereby authorized to charge the amount of **\$200.00** for a one-month extension of time and first presentation of multiple dependent claims to Deposit Account No. 50-0310.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

*Robert Smyth*  
Robert Smyth for

RN 50801

Date: October 3, 2003

Michael S. Tuscan  
Reg. No. 43,210

**CUSTOMER NO. 009629**

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